

**RESOLUTION NO. 03-563**

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING IMPROVING OF MAIN 15, SANITARY SEWER 23, 468-83682, IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF IMPROVING MAIN 15, SANITARY SEWER 23, 468-83682, IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That it is necessary and in the public interest to construct **Main 15, Sanitary Sewer 23, 468-83682.**

Said sanitary sewer shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 2. That the cost of said improvements provided for in Section 1 hereof is estimated to be **Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000)** exclusive of the cost of interest on borrowed money, with **84** percent payable by the Sewer Utility and **16** percent payable by Special Assessments. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **November 1, 2003**, exclusive of the costs of temporary financing.

SECTION 3. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

That part of the E 40A of the S 100A of the SE 1/4 lying W of the River except the E 158' of the S 175' & except for Roads in Section 12, Township 26S, Range 1W  
(PK-71)

The SE 1/4 except the NE 1/4 of the NE 1/4 & except the S 375' of the E 375' thereof & except Roads on E & S in Section 13, Township 26S, Range 1W  
(PK-79)

The E 34.5A of the SE 1/4 of the NW 1/4 except beginning .87' W of the SE corner of the NW 1/4 W 1142.68' thence N 540.78' thence SELY along curve 189.35' thence SELY 1080.01' to the beginning in Section 19, Township 26S, Range 1E (KE-194)

SECTION 4. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on **square foot** basis.

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 5. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 6. That the Water & Sewer Engineer shall prepare plans and specifications or said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 7. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby, *and having been signed by the resident owners of record, whether resident or not, of more than Fifty Percent (50%) of the area liable for assessment;* the advisability of the improvements set forth above is hereby established as authorized by the K.S.A. 1980 Supp. 12-6a01 at seq., as amended and supplemented, and K.S.A. 12-693.

SECTION 8. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 9. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

ADOPTED at Wichita, Kansas, October 21, 2003.

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CARLOS MAYANS, MAYOR

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KAREN SCHOFIELD, CITY CLERK

(SEAL)